



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**

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08/905,406

SERIAL NUMBER 08/905,406	FILED DATE 01/97	CASSELL	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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HM32/1222

JOHN F MORAN  
OFFICE OF COMMAND JUDGE ADVOCATE  
HQ USAMRDC  
DEPARTMENT OF THE ARMY FORT DETRICK  
FREDERICK MD 21702-5012

DEVI, S EXAMINER	
ART UNIT 1,001	PAPER NUMBER 4

DATE MAILED: 12/22/98

**NOTICE OF ABANDONMENT**

This application is abandoned in view of:

- ☒ Applicant's failure to respond to the Office letter, mailed 06/12/98.
- ☐ Applicant's letter of express abandonment which is in compliance with 37 C.F.R. 1.138.
- ☐ Applicant's failure to timely file the response received \_\_\_\_\_ within the period set in the Office letter.
- ☐ Applicant's failure to pay the required issue fee within the statutory period of 3 months from the mailing date of \_\_\_\_\_ of the Notice of Allowance.
  - ☐ The issue fee was received on \_\_\_\_\_.
  - ☐ The issue fee has not been received in Allowed Files Branch as of \_\_\_\_\_.

In accordance with 35 U.S.C. 151, and under the provisions of 37 C.F.R. 1.316(b), applicant(s) may petition the Commissioner to accept the delayed payment of the issue fee if the delay in payment was unavoidable. The petition must be accompanied by the issue fee, unless it has been previously submitted, in the amount specified by 37 C.F.R. 1.17(l), and a verified showing as to the causes of the delay.

If applicant(s) never received the Notice of Allowance, a petition for a new Notice of Allowance and withdrawal of the holding of abandonment may be appropriate in view of *Delgar Inc. v. Schuyler*, 172 U.S.P.Q. 513.

- ☐ Applicant's failure to timely correct the drawings and/or submit new or substitute formal drawings by \_\_\_\_\_ as required in the last Office action.
  - ☐ The corrected and/or substitute drawings were received on \_\_\_\_\_.
- ☐ The reason(s) below.

*James C. Housel*  
12/21/98  
JAMES C. HOUSEL  
SUPERVISORY PATENT EXAMINER  
PATENT EXAMINER